IN THE HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR

ORDER
IN
S.B. Civil Second Appeal No.422/2002

Shri Narain Sharma S/o Shri Gappulal Sharma
...plaintiff-appellant
Versus
Om Sharan S/o Shri Bhairuram Bagara & Another
...defendant-respondents

Date of Order ::: 06.10.2006

Present
Hon'ble Mr. Justice Narendra Kumar Jain

Shri M.M. Ranjan, Counsel for plaintiff-appellant
Shri Hanuman Sharma, Counsel for defendant-respondents
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By the Court:-

Heard learned counsel for the parties.

The plaintiff-appellant filed a suit for permanent injunction, which has been dismissed by the lower court. The judgment and decree passed by the lower court has been affirmed by the first appellate court also. The controversial issues involved in the present case are relating to question of fact and there is concurrent finding of fact by both the courts below, which cannot be interfered by this court in second appeal under Section 100 of the Code of Civil Procedure, 1908.

No substantial question of law is involved in this second appeal and the same is dismissed at admission stage itself with no order as to costs.

(Narendra Kumar Jain) J.

//Jaiman//